

FIFTY-FOURTH DAY.

Senate Chamber,
Austin, Texas,

Wednesday, March 20, 1907.

Senate met pursuant to adjournment.
Lieutenant Governor A. B. Davidson
in the chair.

Roll call, quorum present, the follow-
ing answering to their names:

Alexander.	Looney.
Barrett.	Masterson.
Brachfield.	Mayfield.
Chambers.	Meachum.
Cunningham.	Murray.
Faust.	Senter.
Glasscock.	Skinner.
Green.	Smith.
Griggs.	Stokes.
Grinnan.	Stone.
Harbison.	Terrell.
Harper.	Veale.
Holsey.	Watson.
Hudspeth.	Willacy.
Kellie.	

Absent.

Paulus.

Absent—Excused.

Greer.

Prayer by the Chaplain, Rev. H. M.
Sears.

Pending the reading of the Journal
of yesterday, on motion of Senator
Stone the same was dispensed with.

(See Appendix for petitions, me-
morials and committee reports.)

BILLS AND RESOLUTIONS.

By Senator Harbison:

Senate bill No. 294, A bill to be en-
titled "An Act to regulate the practice
of architecture as a profession and
create a board of examiners therefor."

Read first time, and referred to Judi-
ciary Committee No. 1.

By Senators Grinnan and Hudspeth:

Senate bill No. 295, A bill to be en-
titled "An Act to amend Article 3656,
of the Revised Statutes of the State of
Texas, relating to the transportation
and removal of convicts."

Read first time, and referred to Com-
mittee on State Affairs.

By Senator Skinner:

Senate bill No. 296, A bill to be en-
titled "An Act to provide for the work-
ing of short term convicts upon the
public roads of the State, defining short
term convicts and to provide regula-
tions for the confinement and safe-keep-
ing of such convicts."

Read first time, and referred to Com-
mittee on State Penitentiaries.

By Senator Brachfield:

Senate bill No. 297, A bill to be en-
titled "An Act to amend Articles 5058,
5059 and 5060, of Title CIV, Chapter 1,
Revised Civil Statutes of 1895 of the
State of Texas, and to add thereto Ar-
ticle 5058a."

Read first time, and referred to Com-
mittee on State Affairs.

Morning call concluded.

BILL READ AND REFERRED.

The Chair (Lieutenant Governor
Davidson) had read and referred, after
its caption had been read, the following
House bill:

House bill No. 383, to Committee on
State Affairs. (See yesterday's Journal,
page 710, for caption in House Mes-
sage.)

HOUSE CONCURRENT RESOLUTION
NO. 24.

The Chair laid before the Senate, by
unanimous consent,

House Concurrent Resolution No. 24,
Be it resolved by the House of Repre-
sentatives, the Senate Concurring, That
a joint committee to be composed of
three members of the Senate, to be ap-
pointed by the President of the Senate,
and five members of the House, to be ap-
pointed by the Speaker of the House,
be authorized and directed to make
all arrangements for the address to be
delivered to the Legislature by the Hon.
Wm. J. Bryan, and to make the report
thereon, to the Senate and House of
Representatives.

The resolution was read and adopted.

HOUSE MESSAGE.

Hall of the House of Representatives,
Austin, Texas, March 20, 1907.

Hon. A. B. Davidson, President of the
Senate.

Sir: I am directed by the House to
inform the Senate that the House has
passed the following bills:

House bill No. 653, A bill to be en-
titled "An Act granting Denison, Gray-
son county, Texas, a new charter of in-
corporation, repealing all laws and
parts of laws in conflict herewith, and
declaring an emergency," with engross-
ed rider.

House bill No. 312, A bill to be en-
titled "An Act to restore to and confer
upon the county court of Kimble coun-

ty the civil and criminal jurisdiction belonging to such courts under the Constitution and general statutes of the State; to conform the jurisdiction of the district court of said county to such change, and to repeal all laws in conflict with this act, so far as relates to Kimble county."

Senate bill No. 191, A bill to be entitled "An Act to restore Hale county and place it under the operation of Articles 5002 and 5043, Revised Statutes, providing for the inspection of hides and animals, so as to provide for the appointment of an inspector of hides and animals, and declaring an emergency."

Senate bill No. 232, A bill to be entitled "An Act to amend Title CCXXIX, Section 1, of an act passed by the Thirteenth Legislature of the State of Texas, and approved June 2, 1873, and to provide for filling vacancies in the Board of Trustees of the College of DeKalb, at DeKalb, in Bowie county, Texas, and to create a board of trustees for said college, and providing for filling vacancies in said board and the transaction of the business thereof."

House bill No. 454, A bill to be entitled "An Act to protect game and fish in the county of Montgomery in the State of Texas; to prescribe penalties for a violation of said act, and declare an emergency."

House bill No. 609, A bill to be entitled "An Act to amend an act passed by the Twenty-ninth Legislature, and known as Chapter 49, also known as House bill No. 565, and found on pages 398 to 440, inclusive, of the Special Laws of the State of Texas, passed at the Regular and First Call Session of the Twenty-ninth Legislature, convened at the city of Austin, January 15, 1905, and adjourned May 14, 1905, which act grants a special charter to the city of Beaumont, and repeals the act of the Legislature granting a special charter to the said city, approved May 12, 1899, and amending Section 44 of said act by repealing the same and inserting in lieu thereof a new section, also declaring an emergency."

House bill No. 547, A bill to be entitled "An Act to create a more efficient road system for Camp county, Texas."

House bill No. 616, A bill to be entitled "An Act creating the Midland Independent School District in Midland county, Texas, and defining its boundaries," etc.

House bill No. 619, A bill to be entitled "An Act to amend an act entitled 'An Act to incorporate the city of Beau-

mont, to grant it a special charter, and to repeal an act of the Legislature of the State of Texas, approved May 12, 1899, and entitled an act to incorporate the city of Beaumont, to grant it a special charter and fix its boundaries, and to repeal all acts amendatory of said act and all special charters and amendments thereto heretofore granted to the city of Beaumont,' same being Chapter 49 of the Special Acts of the Twenty-ninth Legislature, passed at the Regular Session thereof by amending Section 13 of said act and by adding thereto Section 13a, 13b, 13c, 13d, 13e and 13f, relating to the office of city treasurer, and providing for a depository of city funds and for the selection and designation of such depository and providing certain penalties, and declaring an emergency."

House bill No. 622, A bill to be entitled "An Act to amend Section 9, Chapter 72, Special Road Law for Karnes county, as enacted by the Twenty-seventh Legislature of the State of Texas (Regular Session, 1901), relating to the pay of county commissioners when acting as road commissioners, and declaring an emergency."

House bill No. 615, A bill to be entitled "An Act to provide a more efficient road system for Burleson county, Texas," with engrossed rider.

House Concurrent Resolution No. 22, Granting leave of absence to C. L. Lockett, judge of the Eighteenth Judicial District.

House bill No. 624, A bill to be entitled "An Act to amend Section 10, of Chapter LXXV of the General Laws of the State of Texas, passed at the Regular Session of the Twenty-seventh Legislature of Texas, same being an act to create a more efficient road system for Grayson county, Texas, and making county commissioners of said county ex-officio road commissioners and prescribing their duties as such, and providing for their compensation as road commissioners and providing for the appointment of deputy road commissioners and defining the powers and duties of the commissioners court of said county; and to provide for the manner of trimming hedges along any public road and fixing a penalty for the violation of the provisions of this act, and to repeal all laws and parts of laws in conflict with this act and declaring an emergency, so as to provide in said Section 10 an increase in the pay of said county commissioners when acting as road commissioners, and declaring an emergency."

House bill No. 564, A bill to be entitled "An Act to amend Section 9,

Chapter 6, of the Special Laws enacted at the Regular Session of the Twentieth Legislature, the same being a special road law for Cherokee county, approved February 15, 1905, repealing all laws and parts of laws in conflict herewith, and declaring an emergency."

House bill No. 630, A bill to be entitled "An Act to amend Sections 28, 185, 193, and to repeal Sections 49 to 64, inclusive, of an act to incorporate the city of Corsicana, Navarro county, passed by the Twenty-eighth Legislature and which became a law April 21, 1903, and to establish for said city of Corsicana the corporation court provided and required by Chapter 33 of the General Laws of the Twenty-sixth Legislature of the State of Texas and declaring an emergency." with engrossed rider.

House Concurrent Resolution No. 23, Relating to certain items carried on the books of the State Treasurer belonging to the permanent school fund, to the escheated estates' fund and the special loan tax fund, and to authorize the Treasurer to drop the same; to authorize the Treasurer to dispose of certain mutilated and uncurrent gold and silver money to the credit of the general revenue and to pay to the credit of the general revenue certain money paid in as payments on school land, the remitters of which can not be found so that the same can be returned to them.

Respectfully,

BOB BARKER,

Chief Clerk, House of Representatives.

BILLS READ AND REFERRED.

The Chair (Lieutenant Governor Davidson) had read and referred, after their captions had been read, the following House bills:

House bill No. 564, to Committee on Roads, Bridges and Ferries.

House bill No. 624, to Committee on Roads, Bridges and Ferries.

House bill No. 616, to Committee on Educational Affairs.

House bill No. 619, to Committee on Towns and City Corporations.

House bill No. 622, to Committee on Roads, Bridges and Ferries.

House bill No. 609, to Committee on Towns and City Corporations.

House bill No. 547, to Committee on Roads, Bridges and Ferries.

House bill No. 454, to Judiciary Committee No. 2.

House bill No. 312, to Committee on Judicial Districts.

House bill No. 615, to Committee on Roads, Bridges and Ferries.

House bill No. 630, to Committee on Towns and City and Corporations.

House Concurrent Resolution No. 23, to Committee on State Affairs.

House Concurrent Resolution No. 22, to Committee on State Affairs.

House bill No. 653, to Committee on Towns and City Corporations.

HOUSE BILL NO. 48.

This being House bill day, the Chair so announced, and

On motion of Senator Hudspeth, the regular order of business (House bill No. 22) was suspended, and the Senate took up, out of its order, House bill No. 48.

The Chair laid before the Senate, on second reading,

House bill No. 48, A bill to be entitled "An Act for the protection of stockraisers, farmers, horticulturists; providing for the destruction of wolves and other wild animals, to make an appropriation therefor, and to repeal all laws and parts of laws in conflict therewith."

The bill having been reported from the committee today,

On motion of Senator Hudspeth, the Senate rule requiring committee reports to lie over for one day, was suspended for the purpose of considering this bill (see Appendix for committee report).

The committee report, which provided that the bill be not printed, was adopted on motion of Senator Hudspeth.

(Senator Brachfield in the chair.)

Senator Willacy offered the following amendment:

Amend the bill by adding after the word "killed," at the end of Section 1, the following:

"Provided, that any person who desires to kill wild animals for their scalps or hides, under the provisions of this act, shall before entering the enclosed premises of another, secure the consent of the owner of such premises."

Senator Green moved the previous question on the amendment, and the passage of the bill to a third reading.

The motion was duly seconded and was so ordered.

The amendment by Senator Willacy was then adopted.

The bill was read second time, and passed to a third reading, by the following vote:

Yeas—22.

Alexander.
Barrett.

Chambers.
Cunningham.

Faust.	Murray.
Glasscock.	Senter.
Green.	Smith.
Griggs.	Stokes.
Grinnan.	Stone.
Hudspeth.	Terrell.
Masterson.	Veale.
Mayfield.	Watson.
Meachum.	Willacy.

Nays—4.

Brachfield.	Holsey.
Harbison.	Looney.

Absent.

Harper.	Paulus.
Kellie.	Skinner.

Absent—Excused.

Greer.

On motion of Senator Hudspeth, the constitutional rule requiring bills to be read on three several days was suspended and the bill put on its third reading and final passage by the following vote:

Yeas—24.

Alexander.	Masterson.
Barrett.	Mayfield.
Chambers.	Meachum.
Cunningham.	Murray.
Faust.	Senter.
Glasscock.	Smith.
Green.	Stokes.
Griggs.	Stone.
Grinnan.	Terrell.
Holsey.	Veale.
Hudspeth.	Watson.
Looney.	Willacy.

Nays—2.

Brachfield.	Harbison.
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Absent.

Harper.	Paulus.
Kellie.	Skinner.

Absent—Excused.

Greer.

The bill was read, and Senator Murray offered the following amendment:

Amend by striking out "\$1.00" just before the words "for each coyote, wolf or wildcat," and insert in lieu thereof the words "fifty cents."

The amendment was adopted by the following vote:

Yeas—26.

Alexander.	Chambers.
Barrett.	Cunningham.
Brachfield.	Faust.

Glasscock.	Meachum.
Green.	Murray.
Griggs.	Senter.
Grinnan.	Smith.
Harbison.	Stokes.
Holsey.	Stone.
Hudspeth.	Terrell.
Looney.	Veale.
Masterson.	Watson.
Mayfield.	Willacy.

Absent.

Harper.	Paulus.
Kellie.	Skinner.

Absent—Excused.

Greer.

The bill was read third time, and passed by the following vote:

Yeas—22.

Alexander.	Mayfield.
Barrett.	Meachum.
Chambers.	Murray.
Cunningham.	Senter.
Faust.	Smith.
Glasscock.	Stokes.
Green.	Stone.
Griggs.	Terrell.
Grinnan.	Veale.
Hudspeth.	Watson.
Masterson.	Willacy.

Nays—3.

Brachfield.	Looney.
Harbison.	

Absent.

Harper.	Skinner.
Kellie.	

Absent—Excused.

Greer.

PAIRED.

Senator Holsey (present), who would vote "nay," with Senator Paulus (absent), who would vote "yea."

Senator Hudspeth moved to reconsider the vote by which the bill was passed, and lay that motion on the table.

The motion to table prevailed.

SECOND HOUSE MESSAGE.

Hall of the House of Representatives,
Austin, Texas, March 20, 1907.

Hon. A. B. Davidson, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following

House Concurrent Resolution No. 25,

Relative to adjourning from Thursday evening, March 21, until 10 o'clock a. m. on Monday, March 25, 1907.

Respectfully,
BOB BARKER,
Chief Clerk House of Representatives.

The above resolution was read and laid on the table subject to call.

HOUSE BILL NO. 447.

On motion of Senator Senter, the regular order of business (House bill No. 22) was suspended, and the Senate took up, out of its order, House bill No. 447.

The Chair laid before the Senate, on second reading,

House bill No. 447, A bill to be entitled "An Act to create the county court of Dallas county at law, to define the jurisdiction thereof and to conform to such change the jurisdiction of the county court of Dallas county."

The bill was read second time, and passed to a third reading.

On motion of Senator Senter, the vote by which the bill had passed to a third reading was reconsidered.

Senator Senter offered the following amendment, which was adopted:

Amend the bill by adding thereto at the end thereof Section 14, to read as follows:

"Sec. 14. The fact that the business of the county court of Dallas county is so large as to render it impossible for said court to dispose thereof, and that the congestion of business in said court seriously obstructs the administration of the laws in said county and the near approach of the end of the session of the Legislature creates an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three several days be suspended, and it is so suspended, and this act shall take effect and be in force from and after its passage, and it is so enacted."

Bill read second time, and passed to a third reading.

On motion of Senator Senter, the constitutional rule requiring bills to be read on three several days was suspended and the bill put on its third reading and final passage by the following vote:

Yeas—25.

Alexander.	Green.
Barrett.	Grinnan.
Brachfield.	Harbison.
Chambers.	Harper.
Faust.	Holsey.
Glasscock.	Hudspeth.

Looney.	Stokes.
Masterson.	Stone.
Mayfield.	Terrell.
Meachum.	Veale.
Murray.	Watson.
Senter.	Willacy.
Smith.	

Absent.

Cunningham.	Paulus.
Griggs.	Skinner.
Kellie.	

Absent—Excused.

Greer.

The bill was read third time, and passed by the following vote:

Yeas—25.

Alexander.	Masterson.
Barrett.	Mayfield.
Brachfield.	Meachum.
Chambers.	Murray.
Faust.	Senter.
Glasscock.	Smith.
Green.	Stokes.
Grinnan.	Stone.
Harbison.	Terrell.
Harper.	Veale.
Holsey.	Watson.
Hudspeth.	Willacy.
Looney.	

Absent.

Cunningham.	Paulus.
Griggs.	Skinner.
Kellie.	

Absent—Excused.

Greer.

Senator Senter moved to reconsider the vote by which the bill was passed, and lay that motion on the table.

The motion to table prevailed.

HOUSE CONCURRENT RESOLUTION NO. 25.

Senator Stone called up House Concurrent Resolution No. 25, which had been laid on the table subject to call.

The Chair laid before the Senate House Concurrent Resolution No. 25, Relative to the adjournment of the Legislature from Thursday evening, March 21st, until 10 o'clock a. m. Monday morning, March 25, 1907.

Senator Stone moved the adoption of the resolution.

(Lieutenant Governor Davidson in the chair.)

The motion to adopt the resolution prevailed by the following vote:

Yeas—14.

Alexander.	Hudspeth.
Barrett.	Meachum.
Brachfield.	Smith.
Chambers.	Stone.
Faust.	Terrell.
Griggs.	Watson.
Harbison.	Willacy.

Nays—11.

Glasscock.	Masterson.
Green.	Mayfield.
Grinnan.	Murray.
Harper.	Senter.
Holsey.	Stokes.
Looney.	

Absent.

Kellie.	Skinner.
Paulus.	

Absent—Excused.

Greer.

PAIRED.

Senator Veale (present), who would vote "nay," with Senator Cunningham (absent), who would vote "yea."

Senator Alexander moved to reconsider the vote by which the resolution was passed, and lay that motion on the table.

The motion to table prevailed by the following vote:

Yeas—13.

Alexander.	Meachum.
Barrett.	Smith.
Brachfield.	Stone.
Chambers.	Terrell.
Faust.	Watson.
Griggs.	Willacy.
Harbison.	

Nays—11.

Glasscock.	Masterson.
Green.	Mayfield.
Grinnan.	Murray.
Harper.	Senter.
Holsey.	Stokes.
Looney.	

Absent.

Hudspeth.	Paulus.
Kellie.	Skinner.

Absent—Excused.

Greer.

PAIRED.

Senator Veale (present), who would vote "nay," with Senator Cunningham (absent), who would vote "yea."

HOUSE BILL NO. 128.

On motion of Senator Murray, the regular order of business (House bill No. 22) was suspended, and the Senate took up, out of its order, House bill No. 128.

The Chair laid before the Senate, on second reading,

House bill No. 128, A bill to be entitled "An Act to repeal Subdivisions one (1), five (5), six (6), eight (8), eleven (11), twelve (12), thirty-one (31), thirty-three (33), thirty-five (35), thirty-eight (38), thirty-nine (39), fifty-one (51), fifty-five (55), fifty-nine (59), and to amend Subdivisions thirteen (13) of Section one (1) of an act entitled 'An Act to amend Article 5049, Chapter one (1), Title one hundred and four (104) of the Revised Civil Statutes, relating to general occupation taxes,' Chapter eighteen (18) of the Acts of the First Special Session of the Twenty-fifth Legislature, relating to taxes on certain occupations."

Senator Green offered the following amendment:

Amend the bill by amending Article 5094 and more particularly Subdivisions 2, 3, 4, 7, 9, 10, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 36, 37, 40, 44, 45, 46, 47, 49, 50, 52, 53, 54, 56, 57, 58, 60, 61 and 62 of "An Act to amend Article 5049, Chapter 1, Title CIV, of Chapter 10 of the Acts of the First Special Session of the Twenty-fifth Legislature, relating to taxes on certain occupations," so that said Article 5094 and subdivisions shall hereafter read as follows, to wit:

Article 5094. There shall be levied on and collected from every person, firm, company or association of persons pursuing any of the occupations named in the following numbered subdivisions of this article, an annual occupation tax, which shall be paid annually in advance, except when herein otherwise provided, on every such occupation or separate establishment as follows:

Sub. 2. From every merchant who may remove from place to place and offer for sale "bankrupt stocks" of goods, or advertising "fire sales" or "water and fire damaged stock for sale," for a limited period of time, there shall be collected \$150 per month for the first month, or less than a month, for each and every place where such business is located; and for each additional month that such sales are continued at any given place, said merchant shall pay

an additional sum of \$30; provided, that where they remain for six months in one place, in addition to the \$150 charged for the first month, they shall pay an additional sum of \$15 per month; and provided further, that if they remain in one place for the period of twelve months they shall be required to pay, in addition to the \$150 for the first month, the sum fixed in the preceding paragraph, according to class and amount of goods sold in one year; and provided further, that nothing herein contained shall authorize the levy or collection of any county tax.

Sub. 3. From every traveling person selling patent or other medicines, \$500, and no traveling person shall so sell until said tax is paid; provided, that this tax shall not apply to commercial travelers, drummers or salesmen making sales or soliciting trade for merchants engaged in the sale of drugs or medicines by wholesale, and no additional occupation tax shall be levied by any county in this State.

Sub. 4. From every fortune teller, \$20; from ever clairvoyant or mesmerist, who plies his or her vocation for money, \$15 for each and every county in which said vocation is carried on, and no additional occupation tax shall be levied by any county in this State.

Sub. 7. From every auctioneer, an annual tax of \$25, and no additional occupation tax shall be levied by any county in this State.

Sub. 9. From every person, firm or association of persons following the occupation of ship brokers or ship agents, an annual tax of \$20, and no additional occupation tax shall be levied by any county in this State.

Sub. 10. From every person, firm or association of persons selling on commission, \$15, and no additional occupation tax shall be levied by any county in this State.

Sub. 15. From every person or firm keeping a shooting gallery at which a fee is paid or demanded, an annual tax of \$45 in each county, and no additional occupation tax shall be levied by any county in this State.

Sub. 16. From every person or firm keeping a knife, cane or doll rack, or any other device upon which rings are pitched or at which balls are thrown, an annual occupation tax of \$100, and no additional occupation tax shall be levied by any county in this State.

Sub. 17. From every billiard, pool table, or anything of the kind used for

profit, \$30; and any such table used in connection with any drinking saloon or other place of business where intoxicating liquors, cigars or other things of value are sold or given away, or upon which any money or other thing of value is paid, shall be regarded as used for profit, and no additional occupation tax shall be levied by any county in this State.

Sub. 18. From any person or persons who shall sell pools on horse races or other contests, \$7.50 for each and every day they may so sell said pools, and no additional occupation tax shall be levied by any county in this State.

Sub. 19. From every nine or ten pin alley or any other alley used for profit, by whatever name called, constructed or operated upon the principle of a bowling alley, and upon which balls, rings or other devices are used as substitutes thereof are rolled, without regard to the number of pins used, or whether pins are used or not, or whether the balls, rings or other devices are rolled by hand or with a cue or any other device, \$150. Any such alley used in connection with any drinking saloon, or any drug store, or with any drug store where intoxicating liquors are sold or given away, or upon which money or anything of value is paid, shall be regarded as used for profit. No additional occupation tax shall be levied by any county in this State.

Sub. 20. From all persons keeping or using for profit any hobbyhorse, flying-jenny or device of that character, with or without name, \$22.50 for each county wherein the same are kept or used, and no additional occupation tax shall be levied by any county in this State.

Sub. 21. From every foot peddler, \$7.50 in each county in which he peddles; for every peddler with one horse or one pair of oxen, the sum of \$22.50 in each county where he peddles; for every peddler with two horses or two pair of oxen, \$45 in each county in which he may pursue such occupation; for every peddler with sail or other boat in streams or along the coast or bays of this State, \$45 in each county in which he may pursue such occupation; provided, that any blind, deaf and dumb or any wounded person who has lost a hand or foot shall not be required to pay any tax for peddling; nothing herein contained shall be so construed as to include traveling vendors of tin or earthenware; provided further, that nothing herein contained shall be con-

strued as to include traveling vendors of literature exclusively religious in character, or traveling vendors of poultry, vegetables or other country produce exclusively, fruit and fruit trees exclusively, if raised or produced by the vendor or his family. No additional occupation tax shall be levied by any county in this State.

Sub. 22. From every theater or dramatic representation for which pay for admission is demanded or received in towns or cities of 1500 inhabitants or less, \$1.50; in towns of 1500 and not over 3000, \$3.00; in towns and cities of over 3000 and not more than 5000, \$4.50; in towns and cities over 5000 and not over 10,000, \$6.00, and in towns of over 10,000 inhabitants, \$7.50 for every day they may perform; provided, that theatrical or dramatic representations given by performers for instruction only, or entirely for charitable purposes, shall not be herein included. Provided, however, that this tax shall not be collected where the performances are exhibited in regularly recognized opera houses or theaters, but in lieu of said tax the managers of said opera house or theaters shall pay an annual occupation tax of \$40.00; and provided further, that nothing herein contained shall authorize the levy or collection of any county tax.

Sub. 23. From every circus wherein equestrian or acrobatic feats and performances are exhibited for which pay for admission is demanded or received, for each performance or exhibition where an admission fee of \$1.00 is charged, \$375, for each performance or exhibition where admission fee of 75 cents is charged, \$300; for each performance where 50 cents or less is charged, \$150; provided, that the amount of fee charged for reserved seats shall be considered as a part of such admission fee; provided, that where there is a combination of circus and menagerie, or circus or other exhibitions, the highest tax fixed by this act for any division or department of the combination shall be collected; provided further, that every show or exhibition which advertises itself as a circus or menagerie, or a combination of circus and menagerie, shall be held and construed to be a circus or a menagerie or a circus and menagerie whether it be such or not; provided further, that nothing herein contained shall authorize the levy or collection of any county tax.

Sub. 24. From every menagerie, wax-works museum, side show or exhibition,

whether connected with a circus or not, where a separate fee for admission is demanded or received, \$15 for every performance or exhibition in which fees for admission are received. No additional occupation tax shall be levied by any county in this State.

Sub. 25. From every exhibition where acrobatic feats are performed and an admission fee charged for profit, not connected with the circus or theater, \$15 for each performance, and no additional occupation tax shall be levied by any county in this State.

Sub. 26. From every sleight of hand performance or exhibition of legerdemain, not connected with a theater or circus, \$37.50, and no additional occupation tax shall be levied by any county in this State.

Sub. 27. From every person bringing off a fight between dogs and bulls, or between bears and dogs, or between bulls and any other animals, or between dogs and dogs, \$750 for each performance, and no additional occupation tax shall be levied by any county in this State.

Sub. 28. From every cock-pit, when kept for profit, or upon which any money or anything of value is bet or paid, \$75, and no additional occupation tax shall be levied by any county in this State.

Sub. 29. From every menagerie, wax-works or exhibition of any kind where a separate fee for admission is demanded or received, \$15 for every day on which fees for such admission are received; provided, that exhibitions by association organized for promotion of art, science, charity or benevolence, shall be exempt from taxation; and provided further, that persons who form a museum composed entirely of the products of Texas shall have the right to exhibit the same for a fee without paying any occupation tax; and provided further, that no additional occupation tax shall be levied by any county in this State.

Sub. 30. From every concert where a fee for admission is demanded or received, \$3; provided, that entertainments when given by the citizens for charitable purposes or for the support or aid of literary or cemetery associations are exempt, and provided also, that no additional occupation tax shall be levied by any county in this State.

Sub. 36. From every person, firm or association of persons following the occupation of cotton broker, cotton factor, or commission merchant in a city of 10,000 inhabitants or over, \$52.50;

and in all cities and towns of less than 10,000 inhabitants, an annual tax of \$27. A "commission merchant" in the meaning of this article, is every person, firm or association of persons, receiving country produce, horses, cattle, sheep, hogs, grain, corn, hay, lumber, shingles, wood, coal, goods, wares and merchandise, or anything else for sale, to be accounted for to the owner when sold, and charging a commission therefor; and provided further, that no additional tax shall be levied by any county in this State.

Sub. 37. From every pawnbroker, an annual tax of \$225, and no additional occupation tax shall be levied by any county in this State.

Sub. 40. From every person or firm who peddles out clocks, cooking stoves or ranges, wagons, buggies, carriages, surreys and other similar vehicles, washing machines and churns, an annual tax of \$1000, and no additional occupation tax shall be levied by any county in this State.

Sub. 44. From each gas company, manufacturing gas in towns and cities of 10,000 or more inhabitants, \$52.50; in a city or town of less than 10,000 inhabitants, \$30, and no additional occupation tax shall be levied by any county in this State.

Sub. 45. From each electric light company operating an electric light plant in a town or city of 10,000 inhabitants, \$52.50; in a city or town of less than 10,000 inhabitants, \$30, and no additional occupation tax shall be levied by any county in this State.

Sub. 46. From each waterworks company operating a waterworks plant in a city or town of 10,000 inhabitants or more, \$52.50; in a city or town of less than 10,000 inhabitants, \$30, and no additional occupation tax shall be levied by any county in this State.

Sub. 47. From every person, firm or association of persons loaning money as agent or agents for any corporation, firm or association, either in this State or out of it, an annual occupation tax of \$150 for the principal office and an additional State occupation tax of \$15 for each agent for each county in which he may do business, and no additional occupation tax shall be levied by any county in this State.

Sub. 49. From each and every owner or keeper of any skating rink used for profit, \$5, and no additional occupation tax shall be levied by any county in this State.

Sub. 50. From every manager of a

base ball park in a city or town containing 5000 or more inhabitants, where an admission fee is charged, \$50, and no additional occupation tax shall be levied by any county in this State.

Sub. 52. From each person or corporation, who are wholesale dealers, selling imported or home-made ice to the trade to be sold again in cities and towns of 20,000 inhabitants, or more, \$75; in cities and towns of less than 20,000 inhabitants, or more than 10,000 inhabitants, \$45; in cities and towns of less than 10,000 inhabitants, and more than 5000 inhabitants, \$30; in cities and towns of less than 5000 inhabitants, \$15, and no additional occupation tax shall be levied by any county in this State.

Sub. 53. From every owner or manager of every race track, one mile or more in length, used for profit, \$150; from each owner or manager of every race track, one-half mile or less in length, \$75 per annum; provided, that this shall not apply to race tracks owned by private individuals and used only for training purposes, or in connection with agricultural fairs and exhibitions. No additional occupation tax shall be levied by any county in this State.

Sub. 54. From every street car company in this State, \$3 per mile on each mile of track owned by said company or corporation, and no additional occupation tax shall be levied by any county in this State.

Sub. 56. From each owner or manager of every phonograph, electric battery, graphophone or other like machines or instruments, where a fee is charged, an annual tax of \$50; provided, that when an electric battery is used by a regularly authorized physician on a patient no tax shall be charged; and provided further, that no additional occupation tax shall be levied by any county in this State.

Sub. 57. From each owner or keeper of every kinetoscope, cinetograph or similar machine or instrument used for profit, which shows the lifelike motions of persons or animals, an annual occupation tax of \$100, and no additional occupation tax shall be levied by any county in this State.

Sub. 58. From each owner, manager or keeper of any panorama or view show, used for profit, exhibiting in a wagon, room, tent or elsewhere, an annual occupation tax of \$100. A panorama or view show in the meaning of this act is a show exhibiting pictures, statuary or other works of art which

are viewed through stereoscopic or magnifying lenses; and provided further, that no additional occupation tax shall be levied by any county in this State.

Sub. 60. From each owner, manager or keeper of every show or company of persons giving exhibitions of music, songs, recitations, sleight of hand, gymnastic, dancing or other kinds of performances in a tent, house or elsewhere, which said exhibitions are used for profit by sale of medicines, electric belts or other articles of value, whether charge is made only for seats or not, an annual occupation tax of \$10 for every such performance or exhibition. Provided, this tax shall not be assessed when these performances are given inside the grounds of any State or county fair during the time that said State or county fair is giving its annual exhibition; and provided further, that no additional occupation tax shall be levied by any county in this State.

Sub. 61. From every person, firm or association of persons selling on commission, if in a city of more than 10,000 inhabitants, \$100; if in a city or town of less than 10,000 inhabitants, \$50. This article is intended to cover every person, firm or association of persons selling on samples only, and who do not carry any stock of merchandise or anything else on hand; provided that this tax shall not apply to commercial travelers or salesmen making sales or soliciting trade for merchants; and providing further, that no additional occupation tax shall be levied by any county in this State.

Sub. 62. From all dealers in cigarettes in this State, the sum of \$15 per annum, a cigarette being within the meaning of this act the same as defined by the laws of the United States government; provided, that this tax shall be in addition to any other tax levied under the law; provided further, that each dealer shall be required to produce an annual license from the county collector of the county where he proposes to sell cigarettes, which shall be granted for no shorter or longer period than one year, and provided further, that the license shall describe the house and locality where the dealer proposes to sell cigarettes; and provided further, that no additional occupation tax shall be levied by any county in this State.

Senator Murray made a point of order on the amendment that it was not germane to the bill, citing Article 3, Section 30, and Section 1 of Article 8 of

the Constitution in support of the point of order.

RECESS.

On motion of Senator Willacy, the Senate, at 12:20 o'clock, recessed until 2:30 o'clock today.

AFTER RECESS.

The Senate was called to order by Lieutenant Governor Davidson.

HOUSE BILL NO. 128.

Action recurred on House bill No. 128, the question being on the amendment by Senator Green, and

Senator Murray moved to table the amendment, which motion to table was lost by the following vote:

Yeas—12.

Faust.	Senter.
Griggs.	Smith.
Grinnan.	Stone.
Harbison.	Terrell.
Masterson.	Watson.
Murray.	Willacy.

Nays—13.

Alexander.	Kellie.
Brachfield.	Looney.
Glasscock.	Mayfield.
Green.	Skinner.
Harper.	Stokes.
Holsey.	Veale.
Hudspeth.	

Absent.

Barrett.	Meachum.
Chambers.	Paulus.
Cunningham.	

Absent—Excused.

Greer.

Pending discussion on the bill,

Senator Hudspeth moved to reconsider the vote by which the motion to table the amendment was lost. The motion to reconsider was adopted by the following vote:

Yeas—18.

Barrett.	Meachum.
Chambers.	Murray.
Faust.	Skinner.
Griggs.	Smith.
Grinnan.	Stone.
Harbison.	Terrell.
Hudspeth.	Veale.
Looney.	Watson.
Masterson.	Willacy.

Nays—8.

Alexander.	Harper.
Brachfield.	Holsey.
Glasscock.	Kellie.
Green.	Mayfield.

Absent.

Cunningham.	Senter.
Paulus.	Stokes.

Absent—Excused.

Greer.

Senator Murray moved to table the amendment.

Senator Holsey moved to postpone further consideration of the bill until tomorrow morning, and

Senator Harbison moved to table the motion to postpone, which motion to table was adopted.

The motion to table the amendment prevailed by the following vote:

Yeas—17.

Barrett.	Murray.
Faust.	Skinner.
Griggs.	Smith.
Grinnan.	Stone.
Harbison.	Terrell.
Hudspeth.	Veale.
Looney.	Watson.
Masterson.	Willacy.
Meachum.	

Nays—9.

Alexander.	Harper.
Brachfield.	Holsey.
Chambers.	Kellie.
Glasscock.	Mayfield.
Green.	

Absent.

Cunningham.	Senter.
Paulus.	Stokes.

Absent—Excused.

Greer.

Senator Brachfield offered the following amendment:

Amend the bill by striking out of lines 15 and 22 the following words and figures: "35 and 39," and striking out of lines 29 and 30 the words, "dealers and canvassers in lightning rods," and in line 31, "sewing machine dealers."

Senator Green made the point of order on the bill that it sought to reenact a whole section, but it only enacted a subdivision.

The point of order was overruled.

The amendment by Senator Brachfield was then adopted.

Senator Looney offered the following amendment:

Amend the bill by adding as Section 3, and renumber the other sections to conform thereto:

"Sec. 3. There is hereby levied upon all firms, persons or corporations pursuing the occupation of selling at retail non-intoxicating malt liquors an annual State tax of \$5000, and counties and incorporated towns and cities may each levy an annual tax of not exceeding \$2500 upon all persons, firms or corporations pursuing such occupation; provided, that the provisions of this section shall not apply to any portion of this State except to the counties, justice's precincts, towns cities or such subdivisions of a county as may be designated by the commissioners court of said county, wherein the qualified voters thereof by a majority vote have determined that the sale of intoxicating liquors shall be prohibited within the prescribed limits, and any violation of this section shall be punished as provided in the Penal Code of this State."

LOONEY.
BARRETT.

Senator Murray moved to table the amendment, which motion to table was lost by the following vote:

Yeas—7.

Faust.	Murray.
Griggs.	Smith.
Grinnan.	Stone.
Hudspeth.	

Nays—17.

Barrett.	Looney.
Brachfield.	Mayfield.
Chambers.	Meachum.
Glasscock.	Skinner.
Green.	Terrell.
Harbison.	Veale.
Harper.	Watson.
Holsey.	Willacy.
Kellie.	

Absent.

Alexander.	Paulus.
Cunningham.	Senter.
Masterson.	Stokes.

Absent—Excused.

Greer.

Senator Murray then made the point of order that the amendment was not germane to the bill, and cited several sections of the Constitution in support of his point.

The Chair (Lieutenant Governor Da-

vidson) sustained the point of order as follows:

"The point of order is made that the amendment offered by the Senator from Hunt, which fixes an occupation tax upon the pursuit of selling non-intoxicating drinks, is not germane to the bill, which is House bill No. 128 by Love of Dallas and Thomas of Fannin, repealing certain occupation taxes in this State. The Chair is of the opinion that the point of order, that the amendment levying an occupation tax upon certain pursuits of business is not germane to a bill which only repeals occupation taxes for pursuing certain classes of business.

"The Chair holds that a bill originating in the House (the only branch of the Legislature where revenue-raising measures can originate) which includes purely and simply a repealing of revenue-raising measures in accordance with Democratic platform demand No. 17, which is as follows: 'We recommend that occupation taxes on useful occupations be removed,' can not be so amended in the Senate as to make it a revenue-raising measure, for the reason that under the Constitution of this State revenue-raising measures can only originate in the House, and if it had been the purpose of that body to make this bill, which is conceded to be a repealing of certain occupation taxes, a revenue-raising measure, they would have so amended it in the House; and any amendment to the bill which changes its purpose from a repeal of certain occupation taxes to a revenue-raising measure is foreign to the purpose of the bill, and, therefore, the point of order, that the purpose of the bill is changed within the meaning of the Constitution, is well taken.

"The Chair regrets that it is necessary to make this decision and to sustain the point of order, for the reason that within the opinion of the Chair the purpose of the amendment is good, but in points of order public policy has not part or connection.

"Article III, Section 20, of the Constitution provides as follows: 'No law shall be passed except by bill, and no bill shall be so amended in its passage through either house as to change its original purpose.'

"Section 33, Article III, provides: 'All bills for raising revenue shall originate in the House of Representatives, but the Senate may amend or reject them as other bills,' and the Chair

holds that the purpose of this bill would be changed by the amendment offered, and would become, by reason of the amendment, instead of an act repealing occupation tax, a revenue-raising measure; and the Chair is firmly of the opinion that the amendment is in the face of Article 3, Section 30 of the Constitution, that 'No bill shall be so amended in its passage through either house as to change its original purpose.'

Senator Looney appealed from the ruling of the Chair.

Lieutenant Governor Davidson requested President Pro Tem. Skinner to preside pending the appeal.

Pending the discussion Senator Looney withdrew his appeal from the ruling of the Chair.

Senator Willacy then moved the previous question on the bill, which motion being duly seconded, and was ordered.

The bill was read second time, and passed to a third reading.

HOUSE BILL NO. 527.

On motion of Senator Grinnan, the pending order of business (House bill No. 22) was suspended, and the Senate took up, out of its order, House bill No. 527.

The Chair laid before the Senate, on second reading.

House bill No. 527, A bill to be entitled "An Act to amend Section 7, Chapter LXXVI, Special Laws, 1901, enacted by the Twenty-seventh Legislature, entitled 'An Act to create a more efficient road system for Erath county in this State and making the county commissioners of said county ex-officio road commissioners and prescribing their duties as such and providing for their compensation as such road commissioners; and providing for the condemning of material for the construction and maintenance of public roads and to provide for the compensation for material used, and providing for the working of county convicts on public roads, and the purchase of supplies for such convicts and rewards for the capture of escaped county convicts and for the commutation of sentence for faithful service and good behavior; and defining the duties and powers of road overseers; and to provide for the summoning of hands and teams for road work, and the allowance for time of service of hands and teams on public roads, and fixing a penalty for the violation of same, and relieving them from the payment of such work by the payment of \$3; providing further, for or-

dering an election to be held to determine whether or not an additional annual ad valorem tax for road and bridge purposes shall be levied and collected in said county; making this act cumulative of the General Laws now in force; and to repeal all laws in conflict with this act, and declaring an emergency, so as to make the amount \$5 to be paid to the county treasurer by persons subject to road duty and declaring an emergency."

Bill read second time, and passed to a third reading.

On motion of Senator Grinnan, the constitutional rule requiring bills to be read on three several days was suspended and the bill put on its third reading and final passage by the following vote:

Yeas—27.

Alexander.	Looney.
Barrett.	Mayfield.
Brachfield.	Meachum.
Chambers.	Murray.
Faust.	Senter.
Glasscock.	Skinner.
Green.	Smith.
Griggs.	Stokes.
Grinnan.	Stone.
Harbison.	Terrell.
Harper.	Veale.
Holsey.	Watson.
Hudspeth.	Willacy.
Kellie.	

Absent.

Cunningham.	Paulus.
Masterson.	

Absent—Excused.

Greer.

The bill was read third time, and passed by the following vote:

Yeas—26.

Alexander.	Kellie.
Barrett.	Looney.
Brachfield.	Mayfield.
Chambers.	Meachum.
Faust.	Murray.
Glasscock.	Senter.
Green.	Skinner.
Griggs.	Smith.
Grinnan.	Stone.
Harbison.	Terrell.
Harper.	Veale.
Holsey.	Watson.
Hudspeth.	Willacy.

Absent.

Cunningham.	Paulus.
Masterson.	Stokes.

Absent—Excused.

Greer.

Senator Grinnan moved to reconsider the vote by which the bill was passed, and lay that motion on the table.

The motion to table prevailed.

HOUSE BILL NO. 653.

On motion of Senator Harbison, the regular order of business (House bill No. 22) was suspended, and the Senate took up, out of its order, House bill No. 653.

On motion of Senator Harbison, the constitutional rule requiring bills to be read on three several days was suspended and the bill put on its second reading by the following vote:

Yeas—24.

Alexander.	Kellie.
Barrett.	Mayfield.
Brachfield.	Meachum.
Chambers.	Murray.
Faust.	Senter.
Glasscock.	Skinner.
Green.	Smith.
Griggs.	Stone.
Harbison.	Terrell.
Harper.	Veale.
Holsey.	Watson.
Hudspeth.	Willacy.

Absent.

Cunningham.	Masterson.
Grinnan.	Paulus.
Looney.	Stokes.

Absent—Excused.

Greer.

The Chair laid before the Senate, on second reading,

House bill No. 653, A bill granting a new charter for the city of Denison.

The bill having been reported from the committee today.

On motion of Senator Harbison, the Senate rule requiring committee reports to lie over for one day was suspended for the purpose of considering this bill (see Appendix for committee report).

The committee report, which provided that the bill be not printed, was adopted, on motion of Senator Harbison.

Bill read second time, and passed to a third reading.

On motion of Senator Harbison, the constitutional rule requiring bills to be read on three several days was suspended and the bill put on its third reading and final passage by the following vote:

Yeas—25.

Alexander.	Looney.
Barrett.	Mayfield.
Brachfield.	Meachum.
Chambers.	Murray.
Faust.	Senter.
Glasscock.	Skinner.
Green.	Smith.
Griggs.	Stone.
Harbison.	Terrell.
Harper.	Veale.
Holsey.	Watson.
Hudspeth.	Willacy.
Kellie.	

Absent.

Cunningham.	Paulus.
Grinnan.	Stokes.
Masterson.	

Absent—Excused.

Greer.

The bill was read third time, and passed by the following vote:

Yeas—26.

Alexander.	Kellie.
Barrett.	Looney.
Brachfield.	Mayfield.
Chambers.	Meachum.
Faust.	Murray.
Glasscock.	Senter.
Green.	Skinner.
Griggs.	Smith.
Grinnan.	Stone.
Harbison.	Terrell.
Harper.	Veale.
Holsey.	Watson.
Hudspeth.	Willacy.

Absent.

Cunningham.	Paulus.
Masterson.	Stokes.

Absent—Excused.

Greer.

Senator Harbison moved to reconsider the vote by which the bill was passed, and lay that motion on the table.

The motion to table prevailed.
(Senator Smith in the chair.)

HOUSE BILL NO. 492.

On motion of Senator Faust, the pending order of business (House bill No. 22) was suspended, and the Senate took up, out of its order, House bill No. 492.

The Chair laid before the Senate, on second reading,

House bill No. 492, A bill to be entitled "An Act to amend Section 1 of an act of the Eighteenth Legislature

of the State of Texas, entitled 'An Act defining the boundaries of the city of Gonzales for municipal purposes so as to more definitely define the boundaries of said city, and declaring an emergency.'"

The committee report, which provided that the bill be not printed, was adopted, on motion of Senator Faust.

Bill read second time and passed to a third reading.

On motion of Senator Faust, the constitutional rule requiring bills to be read on three several days was suspended and the bill put on its third reading and final passage by the following vote:

Yeas—27.

Alexander.	Looney.
Barrett.	Masterson.
Brachfield.	Mayfield.
Chambers.	Meachum.
Faust.	Murray.
Glasscock.	Skinner.
Green.	Smith.
Griggs.	Stokes.
Grinnan.	Stone.
Harbison.	Terrell.
Harper.	Veale.
Holsey.	Watson.
Hudspeth.	Willacy.
Kellie.	

Absent.

Cunningham.	Senter.
Paulus.	

Absent—Excused.

Greer.

The bill was read third time, and passed by the following vote:

Yeas—26.

Alexander.	Looney.
Barrett.	Masterson.
Brachfield.	Mayfield.
Chambers.	Meachum.
Faust.	Murray.
Green.	Skinner.
Griggs.	Smith.
Grinnan.	Stokes.
Harbison.	Stone.
Harper.	Terrell.
Holsey.	Veale.
Hudspeth.	Watson.
Kellie.	Willacy.

Absent.

Cunningham.	Paulus.
Glasscock.	Senter.

Absent—Excused.

Greer.

Senator Faust moved to reconsider the vote by which the bill was passed, and lay that motion on the table.

The motion to table prevailed.

HOUSE BILL NO. 551.

On motion of Senator Brachfield, the regular order of business (House bill No. 22) was suspended, and the Senate took up, out of its order, House bill No. 551.

The Chair laid before the Senate, on second reading,

House bill No. 551, A bill to be entitled "An Act to create a more efficient road system for Rusk county and defining the duties of the county judge and commissioners, providing for the appointment of road superintendents, defining their duties, providing for the working of county convicts and delinquent poll tax payers on the public roads of said county, providing for rewards and penalties for escaped convicts, providing for the relieving of delinquent poll tax payers from road duties by the payment of \$3, providing for the appointment of road overseers and the apportioning of road hands providing for the duties of road overseers and road hands and fixing penalties for failure of their duties for the adoption of a system of road working, and the relieving of road hands from service upon the payment of \$4, giving general powers to the commissioners courts to lay out new roads, to discontinue public roads, and to change public roads and the acquiring of road beds for new roads by purchase or by condemning proceedings, the making of this law cumulative of the general road law of the State and in case of conflict with the General Laws of the State this act to govern as to Rusk county, and to repeal Chapter 5, Acts of the Twenty-eighth Legislature, 1903, and declaring an emergency."

The committee report, which provided that the bill be not printed, was adopted, on motion of Senator Brachfield.

Bill read second time, and passed to a third reading.

On motion of Senator Brachfield, the constitutional rule requiring bills to be read on three several days was suspended and the bill put on its third reading and final passage by the following vote:

Yeas—25.

Alexander.	Chambers.
Barrett.	Faust.
Brachfield.	Glasscock.

Green.	Meachum.
Griggs.	Murray.
Grinnan.	Skinner.
Harbison.	Smith.
Harper.	Stokes.
Holsey.	Stone.
Kellie.	Veale.
Looney.	Watson.
Masterson.	Willacy.
Mayfield.	

Absent.

Cunningham.	Senter.
Hudspeth.	Terrell.
Paulus.	

Absent—Excused.

Greer.

The bill was read third time, and passed by the following vote:

Yeas—25.

Alexander.	Looney.
Barrett.	Masterson.
Brachfield.	Mayfield.
Chambers.	Meachum.
Faust.	Murray.
Glasscock.	Skinner.
Green.	Smith.
Griggs.	Stokes.
Grinnan.	Stone.
Harbison.	Veale.
Harper.	Watson.
Holsey.	Willacy.
Kellie.	

Absent.

Cunningham.	Senter.
Hudspeth.	Terrell.
Paulus.	

Absent—Excused.

Greer.

Senator Brachfield moved to reconsider the vote by which the bill was passed, and lay that motion on the table.

The motion to table prevailed.

HOUSE BILL NO. 591.

On motion of Senator Veale, the regular order of business (House bill No. 22) was suspended, and the Senate took up, out of its order, House bill No. 591.

The Chair laid before the Senate, on second reading,

House bill No. 591, A bill to be entitled "An Act creating and incorporating Lubbock Independent School District in Lubbock county, Texas, defining its boundaries," etc.

The bill having been reported from the committee today.

On motion of Senator Veale, the Senate rule requiring committee reports to

lie over for one day was suspended for the purpose of considering this bill (see Appendix for committee report).

The committee report, which provided that the bill be not printed, was adopted on the motion of Senator Veale.

Bill read second time, and passed to a third reading.

On motion of Senator Veale, the constitutional rule requiring bills to be read on three several days was suspended and the bill put on its third reading and final passage by the following vote:

Yeas—25.

Alexander.	Looney.
Barrett.	Masterson.
Brachfield.	Mayfield.
Chambers.	Meachum.
Faust.	Murray.
Glasscock.	Skinner.
Griggs.	Smith.
Grinnan.	Stokes.
Harbison.	Stone.
Harper.	Veale.
Holsey.	Watson.
Hudspeth.	Willacy.
Kellie.	

Absent.

Cunningham.	Senter.
Green.	Terrell.
Paulus.	

Absent—Excused.

Greer.

The bill was read third time, and passed by the following vote:

Yeas—25.

Alexander.	Looney.
Brachfield.	Masterson.
Chambers.	Mayfield.
Faust.	Meachum.
Glasscock.	Murray.
Green.	Skinner.
Griggs.	Smith.
Grinnan.	Stokes.
Harbison.	Stone.
Harper.	Veale.
Holsey.	Watson.
Hudspeth.	Willacy.
Kellie.	

Absent.

Barrett.	Senter.
Cunningham.	Terrell.
Paulus.	

Absent—Excused.

Greer.

Senator Veale moved to reconsider the vote by which the bill was passed, and lay that motion on the table.

The motion to table prevailed.

HOUSE BILL NO. 569.

On motion of Senator Harper, the regular order of business (House bill No. 22) was suspended, and the Senate took up, out of its order, House bill No. 569.

The Chair laid before the Senate, on second reading,

House bill No. 569. A bill to be entitled "An Act creating the Teague Independent School District, in Freestone county, Texas, and defining its boundaries, etc., and declaring an emergency."

The bill having been reported by the committee today.

On motion of Senator Harper the Senate rule requiring committee reports to lie over for one day was suspended for the purpose of considering this bill. (See Appendix for the committee report.)

The committee report, which provided that the bill be not printed, was adopted on motion of Senator Harper.

Bill read second time, and passed to a third reading.

On motion of Senator Harper, the constitutional rule requiring bills to be read on three several days was suspended and the bill put on its third reading and final passage by the following vote:

Yeas—25.

Alexander.	Looney.
Barrett.	Masterson.
Brachfield.	Mayfield.
Chambers.	Meachum.
Faust.	Murray.
Glasscock.	Skinner.
Green.	Smith.
Griggs.	Stokes.
Grinnan.	Stone.
Harbison.	Veale.
Harper.	Watson.
Holsey.	Willacy.
Kellie.	

Absent.

Cunningham.	Senter.
Hudspeth.	Terrell.
Paulus.	

Absent—Excused.

Greer.

The bill was read third time, and passed by the following vote:

Yeas—25.

Alexander.	Green.
Barrett.	Griggs.
Brachfield.	Grinnan.
Chambers.	Harbison.
Faust.	Harper.
Glasscock.	Holsey.

Kellie.	Smith.
Looney.	Stokes.
Masterson.	Stone.
Mayfield.	Veale.
Meachum.	Watson.
Murray.	Willacy.
Skinner.	

Absent.

Cunningham.	Senter.
Hudspeth.	Terrell.
Paulus.	

Absent—Excused.

Greer.

Senator Harper moved to reconsider the vote by which the bill was passed, and lay that motion on the table.

The motion to table prevailed.

HOUSE BILL NO. 424.

On motion of Senator Alexander, the regular order of business (House bill No. 22) was suspended, and the Senate took up, out of its order, House bill No. 424.

The Chair laid before the Senate, on second reading,

House bill No. 424, A bill to be entitled "An Act to amend Section 7, Chapter 38, Special Road Law for Hood county, Texas, relating to exemption from road duty."

The committee report, which provided that the bill be not printed, was adopted on motion of Senator Alexander.

The bill was read second time, and passed to a third reading.

HOUSE CONCURRENT RESOLUTION NO. 19.

On motion of Senator Glasscock, the regular order of business (House bill No. 22) was suspended, and the Senate took up, out of its order, House Concurrent Resolution No. 19.

The Chair laid before the Senate,

House Concurrent Resolution No. 19, Authorizing the Superintendent of Public Buildings and Grounds to lease a certain lot in the city of Austin known as the Alliance Cotton Yard.

The committee report, which provided that the resolution be not printed, was adopted, on motion of Senator Glasscock.

The resolution was read, and adopted by the following vote:

Yeas—25.

Alexander.	Faust.
Barrett.	Glasscock.
Brachfield.	Green.
Chambers.	Griggs.

Grinnan.	Murray.
Harbison.	Skinner.
Harper.	Smith.
Holsey.	Stokes.
Hudspeth.	Stone.
Kellie.	Veale.
Masterson.	Watson.
Mayfield.	Willacy.
Meachum.	

Absent.

Cunningham.	Senter.
Looney.	Terrell.
Paulus.	

Absent—Excused.

Greer.

Senator Glasscock moved to reconsider the vote by which the resolution was adopted, and lay that motion on the table.

The motion to table prevailed.

BILL SIGNED.

The Chair (Lieutenant Governor Davidson) gave notice of signing, and did sign in the presence of the Senate, after its caption had been read,

House bill No. 538, "An Act to authorize, enable and permit the territory situated within the bounds of the city of Sulphur Springs, in the county of Hopkins and in the State of Texas, and other land and territory adjacent thereto, to incorporate as an independent school district for free school purposes only, to be known as the Sulphur Springs Independent School District, with all the powers and rights and duties of independent school districts formed by incorporation of towns and villages for free school purposes only."

ADJOURNMENT.

On motion of Senator Mayfield, the Senate, at 5 o'clock, adjourned until 10 o'clock tomorrow morning.

APPENDIX.

COMMITTEE REPORTS.

(Floor Report.)

Committee Room,
Austin, Texas, March 20, 1907.

Hon. A. B. Davidson, President of the Senate.

Sir: We, the undersigned members of your Committee on Internal Improvements, to whom was referred

Senate bill No. 273, A bill to be entitled "An Act providing that no railroad corporation or other common carrier chartered under the laws of this State or doing business in this State under a permit in accordance with law, shall issue stock and bonds except for money paid, labor done or property actually received, and all fictitious increase of stock or indebtedness shall be void, and no such railroad corporation or common carrier so chartered or doing business in this State shall issue any certificates of indebtedness, preferred stock or bonds of any kind, pledging the income of such railroad corporation or other common carrier to secure the payment of either the interest or principal of such certificate of indebtedness, preferred stock or bonds without first securing an order from the Railroad Commission of Texas approving same, etc.,"

Have had the same under consideration, and beg to report it back to the Senate with the recommendation that it do pass.

Brachfield, Chairman; Skinner, Wil-
lacy, Senter, Holsey, Chambers, Looney,
Mayfield.

Committee Room,

Austin, Texas, March 20, 1907.

Hon. A. B. Davidson, President of the
Senate.

Sir: Your Committee on Internal
Improvements, to whom was referred

Senate Bill No. 153, A bill to be entitled "An Act to repeal Chapter 19, of the Acts of the Twenty-ninth Legislature, and declaring an emergency,"

Have had the same under consideration, and beg to report it back to the Senate with the recommendation that it do not pass, but that the following substitute do pass, and be not printed.

BRACHFIELD, Chairman.

A BILL

To Be Entitled

An Act providing that unless the Texas & New Orleans Railroad or the purchaser of certain properties therefrom shall within two years from the passage of this act construct, operate and maintain a railway from a connection with the line of said Texas & New Orleans Railroad Company to the State penitentiary at Rusk, in Cherokee county, that then in that event all the rights, powers, privileges, and franchises conferred by Chapter 19 of the Special Acts of the

Twenty-ninth Legislature shall be withdrawn and held for naught; authorizing the Texas & New Orleans Railroad Company or the purchaser of that portion of its line extending from Dallas in Dallas county to Sabine Pass in accordance with the provisions of said act to construct, own and operate such railway or to so amend its charter as to authorize it so to do, and declaring an emergency.

Be it enacted by the Legislature of the State of Texas:

Section 1. That unless within two years from the passage of this act the Texas & New Orleans Railway Company or any corporation to which it may have sold that portion of its railway property extending from Dallas in Dallas county to Sabine Pass in accordance with the provisions of Chapter 19 of the Special Acts of the Twenty-ninth Legislature of the State of Texas, entitled as follows:

"An Act to authorize the Texas & New Orleans Railroad Company to sell the line of railroad now owned by it extending from the city of Dallas to Sabine Pass with the franchises and other property thereunto appertaining to any railroad company incorporated under the laws of this State which does not own or have under its control the parallel or competing line or to any railroad company which may be hereafter incorporated under the laws of this State with power to operate a railroad between the city of Dallas and Sabine Pass, to authorize any such railroad company to purchase, own and operate said line of railway with the franchises and other property thereunto appertaining. And to authorize such purchasers to construct, own, operate and maintain or to amend its charter so as to authorize it to construct, own, operate and maintain a railroad from a connection with the line so purchased to the State penitentiary at the town of Rusk in Cherokee county, Texas, and granting to the said purchaser the right to use jointly with the State the railroad belonging to the State connecting the said State penitentiary with the St. Louis Southwestern Railroad Company of Texas at the town of Rusk,"

Shall have constructed a line of railway from the present railway line of the Texas & New Orleans Railroad Company to the State penitentiary in the town of Rusk in Cherokee county, Texas, then in that event all the rights, powers, privileges and franchises conferred by said act of the Legislature of

the State of Texas shall be and are hereby declared to be cancelled, withdrawn and held for naught, and in that event said act shall be in all things repealed. Otherwise the same shall remain in full force and effect.

Sec. 2. Said Texas & New Orleans Railroad Company or any railway corporation purchasing said line of railway from Dallas in Dallas county to Sabine Pass under the provisions of said act is hereby authorized and empowered to construct, own, operate and maintain and to so amend its charter as to authorize it to construct, own, operate and maintain a line of railway from a connection with that portion of the line of said Texas & New Orleans Railroad Company in said act authorized to be sold to the State penitentiary at the town of Rusk in Cherokee county, and either of said companies is hereby granted the right to use jointly with the State that part of the railroad belonging to the State connecting the said State penitentiary with the St. Louis Southwestern Railroad Company of Texas at the town of Rusk.

Sec. 3. The importance of this measure creates an emergency within the meaning of the Constitution and an imperative public necessity that the constitutional rule requiring bills to be read on three several days be suspended and that this act take effect and be in force from and after its passage, and it is so enacted.

(Floor Report.)

Committee Room,
Austin, Texas, March 12, 1907.

Hon. A. B. Davidson, President of the Senate.

Sir: Your Committee on Insurance, Statistics and History, to whom was referred

House bill No. 112, A bill to be entitled "An Act to require all incorporated stock companies doing a life, fire or marine insurance business within the State of Texas, to invest at least 75 per cent of the reserve set apart for the final payment of policies issued in this State in Texas securities and Texas property, and to keep the securities in which such reserve is invested deposited in the vaults of the treasury of the State of Texas for the security of Texas policy holders,"

Have had the same under consideration, and we report it back to the Senate with the recommendation that it do not pass, but attach hereto committee

substitute and recommend that it do pass.

TERRELL, Chairman.

A BILL

To Be Entitled

"An Act to require all incorporated stock or mutual companies doing a life, fire or marine insurance business within the State of Texas to invest a part of the reserve set apart on account and for the final payment of policies of insurance written on the lives of citizens of Texas and on property situated in this State in Texas securities and Texas property, and to define Texas securities and the property in which such investment may be made, and to require that a part of the securities in which such reserve is invested be kept on deposit in the vaults of the treasury of this State for the security of policy holders; and to provide that so much of the reserve as is so deposited in the treasury shall be exempt from all of the gross income tax now levied upon the gross income of insurance companies, except 1 per cent thereof."

Be it enacted by the Legislature of the State of Texas.

Section 1. That all stock or mutual companies incorporated under the laws of this State, or any other State of the United States, or any foreign country, for the purpose of doing a life insurance business in the State of Texas, shall, as a condition of their right to do business in this State, invest and keep invested in Texas securities and in Texas real estate, as hereinafter provided, a sum of money equal to at least 75 per cent of the aggregate amount of the legal reserve set apart and apportioned to policies of life insurance written on the lives of citizens of this State; and that all stock or mutual companies incorporated under the laws of this State, or any other State of the United States, or any foreign country for the purpose of doing a fire or marine insurance business and engaged in the business of insuring property in this State, shall, as a condition of their right to do business within this State, invest and keep invested in Texas securities and Texas real estate, as herein provided, a sum of money equal to at least 40 per cent of the aggregate amount of the reinsurance reserve set apart on account of insurance written upon property situated within this State.

Sec. 2. The phrase "Texas securities," as used in Section 1 of this act shall be held to include the bonds of the State of Texas, or of any county, city or town or school district in this State; mortgages upon unencumbered real estate situated in this State to an amount not to exceed the amount now permitted by the law of this State to be loaned thereon by companies incorporated under the laws of this State; the stock of any solvent national bank doing business in this State; the stock of any State bank organized under the laws of this State and doing business in this State, provided, that not more than 40 per cent of the stock of any such bank shall be owned by insurance companies; the first mortgage bonds of any solvent dividend-paying corporation incorporated under the laws of this State and doing business in this State, which has never defaulted in the payment of interest thereon; and loans made to policy holders against the reserve value of their policies; and said companies may respectively invest the said funds representing the said reserve in the purchase of not more than one building site and the erection thereon of not more than one office building in any city of this State having a population of more than twenty-five thousand inhabitants, and in case of investment in such real estate, the amount so invested may be treated as a part of the reserve required to be invested in Texas securities and property.

Sec. 3. That all bonds, stocks, mortgages and securities in which the 75 per cent of the insurance reserve belonging or apportioned to policies upon the lives of citizens of Texas, shall be invested as above provided and one-half in amount of the bonds, stocks, mortgages and securities in which the 40 per cent of the reserve belonging or apportioned upon property in Texas, shall be invested as above provided; that is, twenty (20) per cent of the whole reserve shall be by the company so investing deposited in the vaults of the treasury of the State of Texas, as hereinafter provided, to be held by the Treasurer of this State in said vaults for the protection and security equally of all of its policy holders, and the same shall be kept on deposit in the vaults of the treasury of this State, and shall be subject at all times to the payment of any money which may become due upon any of such policies of insurance.

Sec. 4. The insurance companies which have loaned, or which may here-

after loan, to Texas policy holders on the sole securities of their policies more than 25 per cent of the entire reserve apportioned to Texas policies, shall be entitled to deduct from the 75 per cent required by this act to be invested in Texas securities all such loans in excess of 25 per cent of the reserve, and shall only be required to invest in Texas securities the remainder of the said 75 per cent of the reserve.

Sec. 5. That the investment and deposit provided for in this act shall be made of the reserve, on account of current business, at least every six months; that is to say, each company shall on or before the 30th day of June and the 31st day of December of this and each succeeding year, invest and deposit the amount of reserve for the preceding six months.

And as to the part of the accumulated reserve upon policies heretofore written upon the lives of citizens of and property in this State, and required by this act to be invested and deposited in this State, each company shall have until the first day of January, 1908, in which to invest and deposit 25 per cent of the whole amount of such accumulated reserve, required by this act to be so invested and deposited, and thereafter each such company shall invest and deposit 25 per cent of such part of the said accumulated reserve every six months, until the whole amount of the reserve required by this act has been so invested and deposited.

Sec. 6. That the provisions of Section 3 of this act shall not apply to insurance companies organized and having their domicile in States of this Union wherein at this time, by the law of the home State of such company or companies are required to deposit with officers in the home State securities covering the entire reserve upon the business transacted in this State and all other States in such manner to secure equally all policy holders of such company; provided, that the fact of such deposit in the home State shall be shown to the Commissioner of Insurance, Statistics and History of this State, by a certificate under the hand and seal of the proper officer of the home State of such company or companies.

Sec. 7. That each insurance company doing business in this State and coming within the provisions of this act, shall within thirty days after the 30th day of June and the 31st day of December of each year, file with the Com-

missioner of Insurance, Statistics and History of this State, a statement duly executed and sworn to by either the president or secretary of the company, showing the entire amount of the reserves on its entire business in force in this State on June 30th and December 31st, respectively, and an itemized schedule of its investments in Texas securities, which shall also be sworn to.

Sec. 8. That any insurance company within the provisions of this act, or the stockholders thereof, may, in addition to the deposit required by this act, at its or their option, deposit with the Treasurer of this State, the capital stock or any part thereof, of such company or securities covering such capital stock, and may, at their option, withdraw or substitute such stock or securities so voluntarily deposited; provided, that the substituted securities shall be approved by the Insurance Commissioner.

Sec. 9. That upon the deposit in the treasury in this State of any securities or stock provided by this act, the Treasurer of the State shall execute to the company making the deposit a receipt therefor, giving such description of the said securities or stock as will identify the same, and stating that the same are held on deposit for the company depositing the same, and he shall charge a fee of \$1 for making each such receipt or certificate, which shall be by him deposited to the credit of the State in the treasury, and any company making such deposit and holding such receipt shall have the right to advertise such fact, or to print the same upon the policies it may issue.

Sec. 10. That the proper officers and agents of each insurance company making a deposit of securities, as provided by this act, shall be permitted at all reasonable times to examine its securities and to detach coupons therefrom, and to collect all interest thereon under such reasonable rules and regulations as may be prescribed by the Treasurer and the Commissioner of Insurance, Statistics and History of this State.

Sec. 11. It shall be the duty of the Commissioner of Insurance, Statistics and History of this State to cause the terms of this law to be enforced, and the deposit required hereby to be made and kept up at all times, so that the same, together with any investment in real estate, as hereinbefore provided, shall at all times be equal to at least the amount of the reserve, as provided by this act. But the Commissioner of Insurance, Statistics and History may, in

his discretion permit the withdrawal of any of such securities and the substitution of other like securities in their stead, so that the required amount be kept on deposit, and upon the failure of any insurance company to make the investments and deposits required by this act the Commissioner of Insurance, Statistics and History shall report such failure to the Attorney General, who shall institute suit in the district court of Travis county, Texas, to forfeit the permit of such company to do business in this State.

Sec. 12. The provisions of this act shall not be held to apply to any benevolent association without capital stock, and doing business upon the assessment plan, whether the same be doing a life or a fire insurance business.

Sec. 13. That so much of the premiums collected and forming that part of the reserve required to be invested in Texas securities and Texas property shall be exempt from all excess over 1 per centum of the tax on the gross premium receipts now fixed by law.

Sec. 14. The fact that there is no law in this State requiring the investment of the reserve apportioned or belonging to insurance policies upon the lives of the citizens of Texas, or upon property in this State in Texas securities, and the protection of such reserves by requiring them to be deposited in the treasury of this State, creates an emergency, and an imperative necessity exists that this act take effect and be in force from and after its passage, and it is so enacted.

(Floor Report.)

Committee Room,

Austin, Texas, March 20, 1907.

Hon. A. B. Davidson, President of the Senate.

Sir: We, your Committee on Judicial Districts, to whom was referred

House bill No. 290, A bill to be entitled "An Act to amend Section 4, Chapter 58, of the Acts of the Regular Session of the Twenty-ninth Legislature of the State of Texas, reorganizing the Twenty-third, Twenty-fourth, Twenty-fifth, Thirty-sixth and Forty-ninth Judicial Districts of Texas, so as to change the time of holding district court in said Thirty-sixth Judicial District,"

Have had the same under consideration, and we report the same back to the Senate with the recommendation that it do pass.

Watson, Chairman; Murray, Barrett, Harper.

(Floor Report.)

Committee Room,
Austin, Texas, March 20, 1907.

Hon. A. B. Davidson, President of the Senate.

Sir: We, your Committee on Judicial Districts, to whom was referred

House bill No. 448, A bill to be entitled "An Act to restore and confer upon the county court of Mills county, the criminal jurisdiction heretofore belonging to it under the Constitution and General Statutes of Texas, to conform the jurisdiction of the district court to such change, and to repeal all laws in conflict with the provisions of this act, and declaring an emergency,"

Have had the same under consideration, and we report the same back to the Senate with the recommendation that it do pass, and be not printed.

Watson, Chairman; Veale, Murray, Barrett, Harper, Willacy, Griggs.

(Floor Report.)

Committee Room,
Austin, Texas, March 20, 1907.

Hon. A. B. Davidson, President of the Senate.

Sir: We, your Committee on Judicial Districts, to whom was referred

Senate bill No. 286, A bill to be entitled "An Act to amend an act entitled 'An Act to amend Section 1, of an act entitled an act to amend an act to amend an act entitled an act to redistrict the State into Judicial Districts and fix the times for holding court therein and to provide for the election of judges and district attorneys in said districts at the next general election to be held on the first Tuesday after the first Monday in November, 1884, approved April 9, 1883; approved March 24th, 1885; to create the Forty-third Judicial District of the State of Texas, fix the times for holding court herein and to provide for the appointment of a district judge for said district, approved March 30th, 1887; to create the Forty-eighth Judicial District of the State of Texas, fix the times for holding court therein, and to fix the times for holding court in the Seventeenth Judicial District of the State of Texas, and to provide for the appointment of a district judge of the said Forty-eighth Judicial District, passed by the Twenty-second Legislature of the State of Texas, approved February 6th, 1891, and being Chapter 3 of the General Laws of Texas of 1891, and to create the Sixty-seventh Judicial District of

the State of Texas, fix the times for holding the district courts in Tarrant county, Texas, and to define the jurisdiction thereof and to provide for the venue of causes in said courts, and provide for the appointment of a district judge for the Sixty-seventh Judicial District of Texas, and to repeal all laws and parts of laws in conflict herewith,"

Have had the same under consideration, and we report the same back to the Senate with the recommendation that it do pass, and be not printed.

Watson, Chairman; Veale, Willacy, Griggs, Murray, Barrett.

(Floor Report.)

Committee Room,
Austin, Texas, March 20, 1907.

Hon. A. B. Davidson, President of the Senate.

Sir: We, your Committee on Judicial Districts, to whom was referred

House bill No. 469, A bill to be entitled "An Act to restore and confer upon the county court of Gray county the civil and criminal jurisdiction belonging to such courts under the Constitution and General Statutes of the State; to conform the jurisdiction of the district court of said county to such change and repeal all laws in conflict with this act, so far as relates to Gray county,"

Have had the same under consideration, and we report the same back to the Senate with the recommendation that it do pass, and be not printed.

Watson, Chairman; Veale, Harper, Willacy, Hudspeth, Murray, Griggs.

(Floor Report.)

Committee Room,
Austin, Texas, March 20, 1907.

Hon. A. B. Davidson, President of the Senate.

Sir: Your Committee on Roads, Bridges and Ferries, to whom was referred

House bill No. 339, A bill to be entitled "An Act to amend Sections 5, 6, 12 and 15 of an act passed by the Twenty-seventh Legislature as amended by the Twenty-eighth Legislature, creating a special road system for Coryell county, and to repeal all laws in conflict therewith,"

Have had the same under consideration, and beg leave to report same back to the Senate with the recommendation that it do pass, and be not printed.

Green, Chairman; Meachum, Watson, Harper, Mayfield, Glasscock, Veale.

(Floor Report.)

Committee Room,
Austin, Texas, March 20, 1907.

Hon. A. B. Davidson, President of the Senate.

Sir: Your Committee on Roads, Bridges and Ferries, to whom was referred

House bill No. 622, A bill to be entitled "An Act to amend Section 9, Chapter 72, Special Road Law for Karnes county, as enacted by the Twenty-seventh Legislature of the State of Texas (Regular Session, 1901), so that Section 9 shall hereafter read as hereinafter set out, and declaring an emergency,"

Have had the same under consideration, and beg to report same back to the Senate with the recommendation that it do pass, and be not printed.

Green, Chairman; Hudspeth, Meachum, Harper, Mayfield, Glasscock.

(Floor Report.)

Committee Room,
Austin, Texas, March 20, 1907.

Hon. A. B. Davidson, President of the Senate.

Sir: We, the undersigned members of your Committee on State Affairs, to whom was referred

House bill No. 383, A bill to be entitled "An Act to establish an asylum to be known as the State Institution for the Feeble-minded, and such blind and deaf persons as may apply hereunder, and defining feeble-minded, and declaring an emergency,"

Have had the same under consideration, and beg to report it back to the Senate with the recommendation that it do pass.

Faust, Chairman; Murray, Holsey, Green, Terrell, Brachfield.

(Floor Report.)

Committee Room,
Austin, Texas, March 20, 1907.

Hon. A. B. Davidson, President of the Senate.

Sir: We, your Committee on Towns and City Corporations, to whom was referred

House bill No. 653, A bill to be entitled "An Act granting Denison, Grayson county, Texas, a new charter of incorporation, etc.,"

Have had same under consideration, and we report same back to the Senate

with the recommendation that it do pass, and be not printed.

Chambers, Chairman; Griggs, Alexander, Harbison, Holsey, Senter, Master-son, Willacy, Green.

(Floor Report.)

Committee Room,
Austin, Texas, March 20, 1907.

Hon. A. B. Davidson, President of the Senate.

Sir: Your Committee on Educational Affairs, to whom was referred

House bill No. 591, A bill to be entitled "An Act creating and incorporating Lubbock Independent School District in Lubbock county, Texas, defining its boundaries, providing for a board of trustees thereof, and defining their powers and authority; authorizing said board of trustees to levy, assess and collect a tax, not exceeding one-half of 1 per cent on \$100 valuation of all property in said district, and providing for an emergency,"

Have had the same under consideration, and beg leave to report same back to the Senate with the recommendation that it do pass, and be not printed.

Barrett, Chairman; Senter, Meachum, Glasscock, Green, Harper, Grinnan.

(Floor Report.)

Committee Room,
Austin, Texas, March 19, 1907.

Hon. A. B. Davidson, President of the Senate.

Sir: Your Committee on Educational Affairs, to whom was referred

House bill No. 569, A bill to be entitled "An Act creating the Teague Independent School District in Freestone county, Texas, and defining its boundaries," etc.,

Have had the same under consideration, and we report the same back to the Senate with the recommendation that it do pass, and be not printed.

Barrett, Chairman; Harper, Glasscock, Senter, Meachum, Grinnan.

(Floor Report.)

Committee Room,
Austin, Texas, March 20, 1907.

Hon. A. B. Davidson, President of the Senate.

Sir: Your Committee on Educational Affairs, to whom was referred

House bill No. 575, A bill to be entitled "An Act to authorize, enable and permit the territory situated within the

bounds of the town of Panhandle, in the county of Carson and State of Texas, and other land and territory adjacent thereto, to incorporate as an independent school district for free school purposes only, to be known as the 'Panhandle Independent School District,' with all the powers, rights and duties of independent school districts formed by incorporations of towns and villages for free school purposes only, and declaring an emergency,"

Have had the same under consideration, and beg leave to report same back to the Senate with the recommendation that it do pass, and be not printed.

Barrett, Chairman; Senter, Meachum, Glasscock, Green, Harper, Grinnan.

(Floor Report.)

Committee Room,
Austin, Texas, March 19, 1907.
Hon. A. B. Davidson, President of the Senate.

Sir: Your Committee on Educational Affairs, to whom was referred

House bill No. 148, A bill to be entitled "An Act to so amend Section 100, Chapter 124, Acts of the Twenty-ninth Legislature, as to hereafter require the teaching of elementary agriculture in all public schools of this State, except independent school districts containing a scholastic population of three hundred or more,"

Have had the same under consideration, and we report the same back to the Senate with the recommendation that it do pass, and be not printed.

Barrett, Chairman; Harper, Senter, Meachum, Glasscock, Green, Grinnan, Kellie.

(Floor Report.)

Committee Room,
Austin, Texas, March 20, 1907.
Hon. A. B. Davidson, President of the Senate.

Sir: We, the undersigned members of your Committee on Stock and Stock Raising, to whom was referred

House bill No. 48, A bill to be entitled "An Act for the protection of stock raisers, farmers, horticulturists, providing for the destruction of wolves and other wild animals, to make an appropriation therefor, and to repeal all laws and parts of laws in conflict therewith, and declaring an emergency,"

Have had the same under consideration, and beg to report it back to the

Senate with the recommendation that it do pass, and be not printed.

Hudspeth, Chairman; Green, Veale, Murray, Willacy, Grinnan, Alexander.

FIFTY-FIFTH DAY.

Senate Chamber,
Austin, Texas,

Thursday, March 21, 1907.

Senate met pursuant to adjournment.
Lieutenant Governor Davidson in the chair.

Roll call, quorum present, the following answering to their names:

Barrett.	Masterson.
Brachfield.	Mayfield.
Chambers.	Meachum.
Faust.	Murray.
Glasscock.	Senter.
Green.	Skinner.
Griggs.	Smith.
Grinnan.	Stokes.
Harbison.	Stone.
Harper.	Terrell.
Holsey.	Veale.
Hudspeth.	Watson.
Kellie.	Willacy.
Looney.	

Absent.

Alexander.	Paulus.
Cunningham.	

Absent—Excused.

Greer.

Prayer by the Chaplain, Rev. H. M. Sears.

Pending the reading of the Journal of yesterday, on motion of Senator Green, the same was dispensed with.

(See Appendix for committee reports, petitions and memorials.)

BILLS AND RESOLUTIONS.

By Senator Hudspeth:

Senate bill No. 298, A bill to be entitled "An Act to amend Title XVIII, Chapter 4 of the Revised Civil Statutes of the State of Texas, relative to cities and towns, by adding to said chapter an article to be known and designated as Article 483b, and declaring an emergency."

Morning call concluded.

HOUSE BILL NO. 128.

On motion of Senator Murray, the regular order of business (House bill No. 22) was suspended, and the Senate took up, out of its order, House bill No. 128.